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PTO/SB/01 (10-00)

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| | | | |
|---|--------------------------|----------------|--|
| DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input checked="" type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required) OR | Attorney Docket Number | TDP-5004-USANP | |
| | First Named Inventor | Lu et al. | |
| | <i>COMPLETE IF KNOWN</i> | | |
| | Application Number | | |
| | Filing Date | April 22, 2004 | |
| | Group Art Unit | | |
| | Examiner Name | | |

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SUBSTITUTED 1,4-DIAZEPINES AND USES THEREOF
(Title of the Invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International Application Number
☐ and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|---|---------|-------------------------------------|--|--|--|
| | | | | YES | NO |
| | | | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | |
|-----------------------|--------------------------|--|
| 60/465,264 | April 25, 2003 | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Application Serial No. | Filing Date | Status |
|------------------------|-------------|----------------------------------|
| | | Patented Patented Patented |

I hereby appoint:

☒ Practitioners at Customer Number **000027777** →

Place Customer
Number Bar Code
Label Here

AND

☐ Practitioner(s) named below:
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Laura A. Donnelly at telephone number (732) 524-1729.

Direct all correspondence to: Customer Number ☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

Name:

Address:

Address:

City:

State:

ZIP

Country

Telephone:

Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

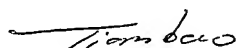
NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) TIANBAO

Family Name
or Surname LU

Inventor's
Signature



Date

4/05/2004

Residence: City Churchville

State PA

Country USA

Citizenship USA

Mailing Address 42 Livery Drive

City Churchville

State PA

ZIP 18966

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) KAREN L.

Family Name
or Surname MILKIEWICZ

Inventor's
Signature

Date

Residence: City Exton

State PA

Country USA

Citizenship USA

Mailing Address 428 Concord Avenue

City Exton

State PA

ZIP 19341

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) PIERRE

Family Name
or Surname RABOISSON

Inventor's
Signature

Date

Residence: City Mechelen

State

Country Belgium

Citizenship France

Mailing Address 3 Straatje-zonder-einde

City Mechelen

State

ZIP

Country Belgium

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) TIANBAO

Family Name
or Surname LU

Inventor's
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Date

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State PA

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Citizenship USA

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State PA

ZIP 18966

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NAME OF SECOND INVENTOR:

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Given Name
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Family Name
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Inventor's
Signature

Date

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State PA

Country USA

Citizenship USA

Mailing Address 428 Concord Avenue

City Exton

State PA

ZIP 19341

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) PIERRE

Family Name
or Surname RABOISSON

Inventor's
Signature

Date

Residence: City Mechelen

State

Country Belgium

Citizenship France

Mailing Address 3 Straatje-zonder-einde

City Mechelen

State

ZIP

Country Belgium

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NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) TIANBAO

Family Name
or Surname LU

Inventor's
Signature

Date

Residence: City Churchville

State PA

Country USA

Citizenship USA

Mailing Address 42 Livery Drive

City Churchville

State PA

ZIP 18966

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NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) KAREN L.

Family Name
or Surname MILKIEWICZ

Inventor's
Signature

Date

Residence: City Exton

State PA

Country USA

Citizenship USA

Mailing Address 428 Concord Avenue

City Exton

State PA

ZIP 19341

Country USA

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) PIERRE

Family Name
or Surname RABOISSON

Inventor's
Signature

Date

April 16th 2004

Residence: City Mechelen

State

Country Belgium

Citizenship France

Mailing Address 3 Straatje-zonder-einde

City Mechelen

State

ZIP 2800

Country Belgium

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) MAXWELL DAVID

Family Name
or Surname CUMMINGS

Inventor's
Signature

MDP

Date

April 5, 2004

Residence: City Wayne

State PA

Country USA

Citizenship Canada

Mailing Address 659 West Valley Road

City Wayne

State PA

ZIP 19087

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FIFTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) RAUL R.

Family Name
or Surname CALVO

Inventor's
Signature

Raul R. Calvo

Date

April 6, 2004

Residence: City Royersford

State PA

Country USA

Citizenship USA

Mailing Address 72 Orchard Court

City Royersford

State PA

ZIP 19468

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SIXTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) DANIEL J.

Family Name
or Surname PARKS

Inventor's
Signature

Daniel J. Parks

Date

04/06/04

Residence: City Downingtown

State PA

Country USA

Citizenship Canada

Mailing Address 26 Berkley Drive

City Downingtown

State PA

ZIP 19335

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

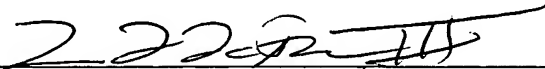
NAME OF SEVENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) LOUIS V.

Family Name
or Surname LAFRANCE, III

Inventor's
Signature



Date

4/8/2004

Residence: City West Chester

State PA

Country USA

Citizenship USA

Mailing Address 936 Cedarwood Avenue

City West Chester

State PA

ZIP 19380

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF EIGHTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) JUAN JOSE SANCHEZ

Family Name
or Surname MARUGAN

Inventor's
Signature

Date

Residence: City Downingtown

State PA

Country USA

Citizenship Spain

Mailing Address 59 Gunning Lane

City Downingtown

State PA

ZIP 19335

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF NINTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) JOAN

Family Name
or Surname GUSHUE

Inventor's
Signature

Date

Residence: City Conshohocken

State PA

Country USA

Citizenship USA

Mailing Address 320 E. 9th Avenue

City Conshohocken

State PA

ZIP 19428

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SEVENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) LOUIS V.

Family Name
or Surname LAFRANCE, III

Inventor's
Signature

Date

Residence: City West Chester

State PA

Country USA

Citizenship USA

Mailing Address 936 Cedarwood Avenue

City West Chester

State PA

ZIP 19380

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF EIGHTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) JUAN JOSE

Family Name
or Surname MARUGAN SANCHEZ

Inventor's
Signature

Date

4-6-2004

Residence: City Downingtown

State PA

Country USA

Citizenship Spain

Mailing Address 59 Gunning Lane

City Downingtown

State PA

ZIP 19335

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF NINTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) JOAN

Family Name
or Surname GUSHUE

Inventor's
Signature

Date

4-6-04

Residence: City Conshohocken

State PA

Country USA

Citizenship USA

Mailing Address 320 E. 9th Avenue

City Conshohocken

State PA

ZIP 19428

Country USA

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NAME OF TENTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle (if any)) KRISTI

Family Name
or Surname LEONARD

Inventor's
Signature

Kristi Leonard

Date

4/5/04

Residence: City West Chester

State PA

Country USA

Citizenship USA

Mailing Address 134 East Chestnut Street

City

West Chester

State PA

ZIP 19380

Country USA